

SECURITY

RELEASE OF CLASSIFIED DOD INTELLIGENCE
TO NON-NFIB U.S. GOVERNMENT AGENCIES

1. PURPOSE:

a. To establish policy and guidance for the release of Department of Defense (DoD) intelligence to non-National Foreign Intelligence Board (NFIB) U.S. Government agencies.

b. To designate specific agencies within the DoD to act for the Defense Intelligence Agency (DIA) in matters of release of DoD intelligence to non-NFIB U.S. Government agencies.

c. This regulation does not abrogate existing guidance which (1) controls the release of DoD intelligence to the Arms Control and Disarmament Agency (ACDA), (2) governs the release of special categories of intelligence, and (3) directs adherence to established caveats, control markings and security safeguards.

2. REFERENCES: (See enclosure 1.)

3. APPLICABILITY: This regulation applies to the Offices of the Assistant Chief of Staff for Intelligence, USA; the Assistant Chief of Staff, Intelligence, USAF; the Director of Naval Intelligence, USN; and the J-2's of the Unified and Specified (U&S) Commands.

4. AUTHORITY: This publication provides intelligence guidance to all DoD components and is issued under the authority delegated in DoD Directive 5105.21, "Defense Intelligence Agency," by the Secretary of Defense to the Director, Defense Intelligence Agency.

5. DEFINITIONS:

a. *National Foreign Intelligence Board (NFIB).* The membership of the NFIB consists of the Director of Central Intelligence, chairman, and other appropriate officers of the Central Intelligence Agency (CIA), the Office of the Director of Central Intelligence, the Department of State, the DoD, the Department of Justice, the Department of the Treasury, the Department of Energy (DOE), the DIA,

the offices within the DoD for reconnaissance programs, the National Security Agency (NSA) and the Federal Bureau of Investigation (FBI).

b. *The Intelligence Community.* The CIA, the NSA, DIA, the Offices within the DoD for the collection of specialized national foreign intelligence through reconnaissance programs, the Bureau of Intelligence and Research of the Department of State, the intelligence elements of the Military Services, the FBI, the Department of the Treasury, the DOE, the Drug Enforcement Administration, and the staff elements of the Director of Central Intelligence constitute the Intelligence Community.

c. *DoD Components.* The Office of the Secretary of Defense, the Joint Chiefs of Staff, the Military Departments and the Military Services within those departments, the U&S Commands, and such other agencies as the Secretary of Defense has established to meet specific requirements.

d. *DoD Intelligence.* That intelligence and intelligence information produced by the military intelligence and counterintelligence operations and activities of the DoD.

e. *Release.* The visual, oral, or physical disclosure of classified DoD intelligence through approved channels to non-NFIB U.S. Government agencies.

f. *Non-NFIB U.S. Government Agencies.* Any office, agency, board, committee or commissioner of the Executive Branch of the U.S. Government which is not a member of the NFIB or the Intelligence Community.

6. SUPERSESSION: This regulation supersedes DIAR 50-17, 5 April 1977.

7. POLICY: The DIA will provide definitive guidance for the release of intelligence to non-NFIB U.S. Government agencies in the interest of efficient management of DoD intelligence and will insure that effective coordination and cooperation are maintained

between these agencies and the DoD. Accordingly, the following policy applies:

a. Formal matters of substantive intelligence, intelligence policy, and intelligence requirements pertaining to non-NFIB U.S. Government agencies will be conducted directly with the DIA by the non-NFIB U.S. Government agency concerned. Contracts relative to these matters will be referred directly to the DIA.

b. Informal contacts with non-NFIB U.S. Government agencies at the working or desk level are recommended, provided that they do not pertain to formulating intelligence policy or establishing a DoD position on substantive intelligence matters.

c. In urgent situations, intelligence staffs of DoD components are authorized direct contact with a non-NFIB U.S. Government agency, provided that the DIA is advised simultaneously of the action.

8. RELEASE AUTHORITY:

a. In consonance with the policy established in paragraph 7, authority for the release of DIA-produced intelligence and intelligence information to non-NFIB U.S. Government agencies is delegated to the Military Departments and to the U&S Commands.

b. Within the DIA the authority for the release of DoD intelligence to non-NFIB U.S. Government

agencies is delegated to the following DIA officials and is limited to that intelligence over which the element has primary responsibility:

(1) The Deputy Director for Intelligence Research (DB).

(2) The Deputy Director for Estimates (DE).

(3) The Deputy Director for Current Intelligence (DN).

(4) The Deputy Director for Scientific and Technical Intelligence (DT).

(5) The Deputy Director for Collection Operations (DC).

(6) The Assistant Deputy Director for Security Services (RSS).

c. Unless specifically prohibited, the Military Departments and the U&S Commands may continue to release their own produced intelligence to non-NFIB U.S. Government agencies.

9. DISSEMINATION PROCEDURES: Dissemination of DoD intelligence to non-NFIB U.S. Government agencies is governed by the provisions of DIAM 59-1 and DIAM 59-3.

FOR THE DIRECTOR:

OFFICIAL:



MERRILL E. SCHARMEN
Colonel, USAF
Assistant Deputy Director
for Support and Services

J. A. WALSH
Rear Admiral, USN
Chief of Staff

ENCLOSURE
References

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REFERENCES

- a. NSCID No. 1, "Basic Duties and Responsibilities."
- b. DCID 1/7, "Control of Dissemination of Foreign Intelligence."
- c. DoD Directive 5105.21, "Defense Intelligence Agency."
- d. DoD Directive 5200.1, "DoD Information Security Program."
- e. DoD Directive 5200.15, "Control of Dissemination of Foreign Intelligence."
- f. DIAR 50-10, "Control of Dissemination of Foreign Intelligence."
- g. DIAR 55-8, "Intelligence Support for the Arms Control and Disarmament Agency."
- h. DIAM 59-1, "Intelligence Dissemination (U)," CONFIDENTIAL/NOT RELEASABLE TO FOREIGN NATIONALS.
- i. DIAM 59-3, "DIA Reference Library."
- j. DIAI 60-1, "Strengthening of the Intelligence Capabilities of the Unified and Specified Commands."